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KIND Macayo, LLC

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

KIND MACAYO, LLC, an Arizona limited
liability company,

Plaintiff,

v.

BLUE MACAW MEXICAN RESTAURANT
LLC, a Nevada limited liability company,
EDMON HADDAD, an individual, and
PENNY HADDAD, an individual, and
MACAYO VEGAS, INC., a Nevada
corporation,

Defendants.

Case No. 2:19-cv-01451-JAD-VCF

**STIPULATION AND ORDER TO
DISMISS CIVIL ACTION IN ITS
ENTIRETY WITH PREJUDICE**

[ECF Nos. 4, 5, 22, 39]

Pursuant to Rule 41 of the Federal Rules of Civil Procedure, Plaintiff KIND Macayo LLC and Defendants Blue Macaw Mexican Restaurant LLC, Edmon Haddad, Penny Haddad, and Macayo Vegas, Inc. ("MVI") hereby agree and stipulate to dismiss this civil action, as to all parties and as to all claims, with prejudice.

IT IS SO AGREED AND STIPULATED:

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Blue Macaw Mexican Restaurant LLC,
Edmon Haddad and Penny Haddad*

Order

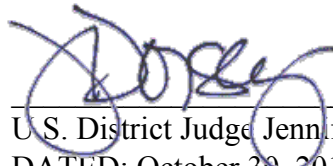
Based on the parties' stipulation [ECF No. 39] and good cause appearing, IT IS HEREBY ORDERED that **plaintiff KIND Macayo, LLC's claims are DISMISSED with prejudice.**

IT IS FURTHER ORDERED KIND Macayo, LLC's motion for a preliminary injunction [ECF No. 4] and defendant Macayo Vegas, Inc.'s cross-motion to dismiss [ECF No. 22] are **DENIED as moot.**

I have reviewed the redacted portions of the Verified Complaint for Injunctive Relief and Damages, Exhibits B and C to that pleading, and the redacted portions of the motion for injunctive relief in camera, and I conclude that KIND Macayo, LLC has shown good cause and

1 and compelling reasons exist to seal these judicial records because they contain or discuss
2 trade-secret and similar confidential information that a competitor could use for its own
3 advantage and KIND Macayo, LLC's disadvantage. *In re Midland Nat. Life Ins. Co.*
4 *Annuity Sales Practices Litig.*, 686 F.3d 1115, 1119 (9th Cir. 2012); *Foltz v. St. Farm*
5 *Mut. Auto Ins. Co.*, 331 F.3d 1122, 1135-36, 1138 (9th Cir. 2003); *Kamakana v. City &*
6 *Cty. of Honolulu*, 447 F.3d 1172, 1179 (9th Cir. 2006). Thus, IT IS FURTHER
7 ORDERED that KIND Macayo, LLC's motion to seal [ECF No. 5] is GRANTED.

8 The Clerk of Court is directed to **MAINTAIN the seal on ECF Nos. 6, 7, 8, and**
9 **9 and CLOSE** this case.

10 

11 U.S. District Judge Jennifer A. Dorsey
12 DATED: October 30, 2019